

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
JONESBORO DIVISION

MELISSA MARSHALL

PLAINTIFF

v.

NO. 3:18-cv-00185 PSH

NANCY A. BERRYHILL, Acting Commissioner
of the Social Security Administration

DEFENDANT

ORDER

The Acting Commissioner of the Social Security Administration ("Commissioner") has filed the pending motion to reverse and remand. See Docket Entry 11. In the motion, the Commissioner asks the Court to reverse and remand this case for "further administrative proceedings pursuant to the fourth sentence of 42 U.S.C. 405(g)." See Docket Entry 11 at CM/ECF 3. The Commissioner represents, and the Court accepts as true, that plaintiff Melissa Marshall ("Marshall") has no objection to the Commissioner's motion.

For good cause shown, the motion to reverse and remand is granted. This case is remanded in accordance with the terms outlined by the Commissioner. The remand in this case is a "sentence four" remand. See Melkonyan v. Sullivan, 501 U.S. 89 (1991). The dismissal of this case is without prejudice to Marshall's subsequent filing of a motion for attorney's fees and expenses pursuant to the Equal Access to Justice Act. A separate judgment will be entered pursuant to Fed. R. Civ. P. 58.

IT IS SO ORDERED this 7th day of March, 2019.

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right, positioned above a horizontal line.

UNITED STATES MAGISTRATE JUDGE